(2)

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

\+ LA.APP. 78/2007

ISHWAR SINGH & ORS. ..... Appellants
Through:None

versus

UOI & ANR. ..... Respondents
Through: Mr. Sanjay Poddar for R1
Mr. Gaurav Sarin for R2

CORAM:
HON'BLE MR. JUSTICE VIKRAMAJIT SEN
HON'BLE MR. JUSTICE S.L.BHAYANA

ORDER

% **04.07.2007**

The matter has been called out previously but there is no appearance on behalf of the Appellants. There is a delay of 412 days of which condonation is prayed for.

Mr. Poddar, learned counsel for Respondent No. 1 points out that the matter is covered by the decision of this Court in ***Jai Singh v. Union of India*** *135 (2006)DLT 231 (DB).*

Mr. Poddar further points out that even in the Appellants' matter, the enhancement of compensation from Rs. 96,000/- to Rs. 1,08,000/- by means of an Appeal to this Court had been dismissed. The Appellants herein (Respondents in those appeals)

Signature Not Verified
Signing Date:29.06.2024 17:21:54
Certify that the digital and physical file have been compared and the digital data is as per the physical file and no page is missing.

had been duly served but had failed to enter appearance.

Mr. Poddar further informs that in the case of ***Jai Singh*** *(supra),* this Court has fixed the compensation at Rs. 1,32,000/- per bigha for the same village.

Learned counsel for the Respondents vehemently urged that the Appellants are only fence sitters and are not entitled to any relief. The least what was expected of the Appellants was to prosecute the Appeal filed by the LAC. Even today, as noted above, there is no appearance on behalf of the Appellants.

We are, however, desirous of putting an end to the litigation.

In these circumstances, the appeal is allowed to the extent that the Appellants will be entitled to receive compensation at the rate fixed in **Jai Singh's case** (supra). However, they will not be entitled to any interest w.e.f. 29.11.2005 till today.

There shall also be no order as to costs.

The Appeal and all pending applications stand disposed of.

VIKRAMAJIT SEN, J

S.L.BHAYANA, J

JULY 04, 2007
NG